



National Aeronautics and
Space Administration

Principal Center for Regulatory Risk Analysis and Communication

Regulatory Tracking Summary

2 November 2007

This report summarizes regulatory items reviewed by the NASA RRAC PC. Items that appeared to have limited interest to the NASA community, or are provided for information only, are shown in light gray text. Notes and comments by the RRAC PC are shown in bold, blue text under "Description." Related documents and citations, such as "71 FR 51967," are linked to the appropriate document for quick access. Suggested follow-up actions are noted with significant items; users are advised that other follow-up actions may be appropriate for their program or facility.

Previous issues of this regulatory summary are archived on the RRAC PC website at <http://www.rracpc.org>. Comments, questions, suggestions, and requests for further information should be directed to the RRAC PC Lead, Sharon Scroggins/MSFC at 256-544-7932 (sharon.scroggins@nasa.gov).

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Acronyms

A.B. = Assembly Bill	MAF = Michoud Assembly Facility
ANPRM = Advance Notice of Proposed Rulemaking	MDAQMD = Mojave Desert Air Quality Management District
CAA = Clean Air Act	MD.R. = <i>Maryland Register</i>
CAAWG = Clean Air Act Working Group	µg/m ³ = Micrograms per cubic meter
CAIR = Clean Air Interstate Rule	MS4 = Municipal Separate Storm Sewer Systems
CAS = Chemical Abstract Service	MSFC = Marshall Space Flight Center
CCR = <i>California Code of Regulations</i>	NAAQS = National Ambient Air Quality Standards
CERCLA = Comprehensive Environmental Response, Compensation, and Liability Act	NASA = National Aeronautics and Space Administration
CFR = <i>Code of Federal Regulations</i>	NESHAP = National Emission Standards for Hazardous Air Pollutants
CHP = California Highway Patrol	NM = New Mexico
COA = Corresponding onshore area	NMAC = New Mexico Administrative Code
COMAR = <i>Code of Maryland Regulations</i>	NOx = Nitrogen oxide
CRNR = <i>California Regulatory Notice Register</i>	NPDES = National Pollutant Discharge Elimination System
CTG = Control techniques guideline	NPRM = Notice of Proposed Rulemaking
CWA = Clean Water Act	OAC = Ohio Administrative Code
DAPC = Division of Air Pollution Control	OCS = Outer Continental Shelf
DEQ = Department of Environmental Quality	OEPA = Ohio Environmental Protection Agency
EMD = Environmental Management Division	PEL = Permissible exposure limit
EPA = U.S. Environmental Protection Agency	PFAC = Perfluoroalkyl carboxylates
F.A.C = Florida	PFAS = Perfluoroalkyl sulfonates
F.S. = Florida Statutes	PM = Particulate matter
FAW = <i>Florida Administrative Weekly</i>	RCRA = Resource Conservation and Recovery Act
FDEP = Florida Department of Environmental Protection	RIN = Regulatory Identification Number
FIP = Federal Implementation Plan	RRAC PC = Principal Center for Regulatory Risk Analysis and Communication
FR = <i>Federal Register</i>	SIP = State Implementation Plan
FTR = Federal Travel Regulation	SJRWMD = St. John's River Water Management District
GBUAPCD = Great Basin Unified Air Pollution Control District	SNUR = Significant New Use Rule
GHG = Greenhouse gas	TAC = Texas Administrative Code
GSA = General Services Administration	TDY = Temporary duty
GSE = Ground support equipment	U.S. = United States
HAP = Hazardous air pollutant	Va.R. = <i>Virginia Register</i>
HOV = High-occupancy vehicle	VAC = Virginia Administrative Code
HQ = Headquarters	VOC = Volatile organic compound
HTML = HyperText Markup Language	WSTF = White Sands Test Facility
KSC = Kennedy Space Center	

1.0 U.S. Federal Regulatory Review

1.1 Federal Register Summary

This summary includes FR items that were reviewed for potential impacts on NASA Centers and Programs.

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed-2007-244	CAA CAIR	11/02/2007	72 FR 62337	Direct Final Rule	Federal Implementation Plans for the Clean Air Interstate Rule: Automatic Withdrawal Provisions [40 CFR Part 52] Makes the FIP withdrawal in a state automatic upon approval of the state's full CAIR SIP. Effective 01/16/2008 unless adverse comments are received by 12/16/2007. Public hearing to be held 11/19/2007 if requested by 11/13/2007.	
Fed-2007-245	CAA CAIR	11/02/2007	72 FR 62238	Notice	Final Notice of Data Availability for Electric Generating Unit NOx Annual and NOx Ozone Season Allocations for the Clean Air Interstate Rule Federal Implementation Plan Trading Programs Makes available the final determination of the NOx annual and NOx ozone season allocations for individual existing units under the CAIR FIP ozone season trading programs for 2009 through 2014, as well as the data relating to those allocations. Recordation deadline for the CAIR FIP NOx allowances was 09/30/2007.	
Fed-2007-246	CERCLA Toxicological Profiles	10/23/2007	72 FR 60020	Notice	Agency for Toxic Substances and Disease Registry, Department of Health and Human Services Availability of Draft Toxicological Profiles Announces the availability of the 21st set of toxicological profiles of priority hazardous substances. Consists of the following profiles (one new draft and six updated drafts): <ul style="list-style-type: none"> ▪ Boron, CAS No. 007440-42-8 (Update) ▪ Chlorine, CAS No. 007782-50-5 (New) ▪ 1,4-Dioxane, CAS No. 000123-91-1 (Update) ▪ Ethylbenzene, CAS No. 000100-41-4 (Update) ▪ Ethylene glycol, CAS No. 000107-21-1 (Update) ▪ Plutonium, CAS No. 007440-07-5 (Update) <ul style="list-style-type: none"> ▪ Plutonium-238, CAS No. 013981-16-3 ▪ Plutonium-239, CAS No. 015117-48-3 ▪ Plutonium-240, CAS No. 014119-33-6 ▪ Styrene, CAS No. 000100-42-5 (Update) Comments are due 2/22/2008.	
Fed-2007-247	CERCLA Toxicological Profiles	10/25/2007	72 FR 60673	Notice	Agency for Toxic Substances and Disease Registry, Department of Health and Human Services Proposed Substances to Be Evaluated for Set 22 Toxicological Profiles Announces the list of proposed substances that will be evaluated for CERCLA Set 22 toxicological profile development. Solicits nominations for substances to be evaluated for toxicological profile development. Nominations are due 11/26/2007.	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed-2007-248	Climate Change	10/25/2007	72 FR 60652	Notice	National Oceanic and Atmospheric Administration U.S. Climate Change Science Program Synthesis and Assessment Product Draft Report 4.7, "Impacts of Climate Change and Variability on Transportation Systems and Infrastructure: Gulf Coast Study" Announces comment period for the draft report titled, U.S. Climate Change Science Program Synthesis and Assessment Product 4.7: "Impacts of Climate Change and Variability on Transportation Systems and Infrastructure: Gulf Coast Study." Comments are due 12/10/2007 [RIN 0648-XD48].	
Fed-2007-249	CWA Effluent Guidelines	10/30/2007	72 FR 61335	Notice	Notice of Availability of Preliminary 2008 Effluent Guidelines Program Plan Presents 2007 review of existing effluent guidelines and pretreatment standards. Also presents an evaluation of indirect dischargers without categorical pretreatment standards to identify potential new categories for pretreatment standards. Presents the Preliminary 2008 Effluent Guidelines Program Plan, which identifies any new or existing industrial categories selected for effluent guidelines rulemaking. Comments are due 12/31/2007 [RIN 2040-AE89].	
Fed-2007-250	Endangered Species Act Recovery Credit Systems	11/02/2007	72 FR 62258	Notice	U.S Fish and Wildlife Service Endangered and Threatened Wildlife and Plants; Notice of Availability for Draft Recovery Crediting Guidance Announces the availability of a draft guidance document issued to promote the implementation of the Endangered Species Act. Describes a crediting framework for federal agencies in carrying out the recovery of threatened and endangered species. Under the draft guidance, federal agencies could show more specifically how adverse effects of agency activities to a listed species are offset by beneficial actions taken elsewhere for that species. The combined effects of the adverse and beneficial actions would have to provide a net conservation benefit to the species. Comments are due 12/03/2007.	

1.2 Status of Continuing Actions in Progress

This section provides the status of selected actions the RRAC PC is currently tracking. Questions about any of these actions or suggestions for additions to this list should be directed to [Sharon Scroggins](#)/MSFC.

Significant Dates	Subject Action [RIN]	Type of Action	Comments
NPRM 01/2008 Final Action 12/2008	NESHAP: Defense Land Systems and Miscellaneous Equipment [2060-AM84]	Pre-rule	Possible impact to Ground Operations. Will cover surface cleaning, preparation, coating, and stripping operations on non-flight hardware at some NASA facilities. Could affect launch pads and GSE.

Significant Dates			Subject Action [RIN]	Type of Action	Comments
ANPRM	03/29/2007	72 FR 14734	NESHAP: Risk and Technology Review, Phase II [2060-AN85]	Pre-rule	Possible space vehicle operational or materials impacts.
NPRM	08/2007				Evaluation of residual risk remaining after the implementation of numerous NESHAPs, including those regulating the Aerospace and Chrome Electroplating source categories. This rulemaking represents a relatively low risk of EPA imposing limits on HAP and VOC levels contained in coatings, cleaning solvents, and other materials used on flight hardware. Potential further restrictions on the chrome electroplating or other source categories also could affect vendor facilities.
Final	06/2009				
Proposed Rule	09/17/2007	72 FR 52957	Area Sources: Surface Coating and Paint Stripping [2060-AN21]	Proposed Rule	Possible space vehicle operational or materials impacts.
Final Action	12/2007				EPA has merged three area source categories into one standard: Autobody Refinishing; Plastic Parts and Products Surface Coating; and Paint Stripping. The proposed standard will regulate certain surface coating, cleaning, and paint stripping operations at area sources of HAPs, potentially including some space vehicle operations. For NASA, KSC and MSFC are major sources of HAPs. Other NASA Centers that have HAP emissions would be considered as area sources. A regulatory alert was prepared on this rulemaking and is available on the RRAC PC website .
NPRM	01/03/2007	72 FR 69	NESHAP General Provisions—Once In, Always In [2060-AM75]	Proposed Rule	Possible impacts to facilities, including space flight support facilities.
Final Action	12/2007				KSC and MSFC currently are major sources of HAPs; MAF recently attained “synthetic minor” status. As proposed, this rule potentially could allow MAF to be considered as an area source, no longer subject to any NESHAP requirements for major sources. However, this rule also would require any facility switching from major source to area source status to comply with any applicable area source regulations.
NPRM	03/07/2006	71 FR 11483	SNUR: Perfluorinated Polymers [2070-AD58]	Proposed Rule	Possible space vehicle materials impacts.
Final Action	01/2008				Rule would require manufacturers to notify EPA of any new materials or significant uses of perfluorinated polymers including those containing PFASs; PFACs; fluorotelomers; or perfluoroalkyl moieties that are covalently bound to a carbon or a sulfur atom where the carbon or sulfur atom is an integral part of the polymer molecule.

1.3 Status of Emerging Actions and Other Issues

This section will provide updates as they become available regarding the status of other developing environmental- or safety-related initiatives being monitored by NASA HQ/EMD. A consolidated list of items being tracked is available on the [RRAC PC website](#), under Regulatory Alerts. Please direct any comments or questions to Dr. Linda Wennerberg/HQ (linda.s.wennerberg@nasa.gov) and Sharon Scroggins/MSFC (sharon.scroggins@nasa.gov).

1.4 Discussion of Significant Actions and Other Developments

1.4.1 Final EPA Staff Paper Recommends Stronger Standards for Airborne Lead.

EPA issued a “Final Staff Paper” that provides a review and recommendations for the NAAQS for lead. Included in the paper is the recommendation that the agency strengthen the current lead standards to provide increased protection for children by lowering the lead standards from the current level of 1.5 µg/m³, setting a revised standard within a range that extends as high as 0.2 µg/m³ and as low as 0.05 µg/m³. The recommendations will be taken into account by the administrator during the development of changes to the NAAQS for lead.

The CAA requires EPA to periodically review air quality standards to ensure they provide adequate health and environmental protection and to update those standards if necessary. EPA

plans to issue an Advance Notice of Proposed Rulemaking by the end of November 2007, outlining potential changes to the standard and to request public comment. EPA is under a consent decree to publish a proposal on the NAAQS for lead by 1 May 2008 and to publish a final rule by 1 September 2008.

The final staff paper is available on EPA's website at:

http://www.epa.gov/ttn/naaqs/standards/pb/s_pb_cr_sp.html.

1.4.2 The Climate Registry Issues Draft Greenhouse Gas Emissions Reporting System

On 29 October 2007, the Climate Registry published a draft GHG reporting system for voluntary, mandatory, and market-based global warming initiatives in North America. The Climate Registry is composed of 39 U.S. states; also, the District of Columbia, three Canadian provinces, three tribes, and one Mexican state have signed on to participate in the nonprofit registry.

The newly released draft guidance document outlines the basic reporting requirements, the methodologies for quantifying emissions from multiple sources, and the required third-party verification system. The system can support various GHG reporting policies and programs by providing a standardized means for reporting. The registry is associated with several state-sponsored GHG emissions' reporting programs, including the California Climate Action Registry and the Eastern Climate Registry.

The Climate Registry is requesting comments about the reporting system from registry members and nonmembers through 30 November 2007 and plans to adopt the reporting protocol at its meeting scheduled for 15 January 2008. The protocol is available at the Climate Registry's website at: <http://www.theclimateregistry.org>.

1.4.3 EPA Proposes to Extend Deadline for Listing Diesel Exhaust as a Hazardous Air Pollutant

On 30 October 2007, EPA published a proposal ([72 FR 61334](#)) to extend the deadline for responding to a petition to list diesel exhaust as a HAP by 2 years. EPA is under a consent decree to address a lawsuit filed by Environmental Defense (Environmental Defense v. EPA, No. C 05 2090, U.S. District Court for the Northern District of California).

In the proposal, EPA indicated that it will issue a proposal to grant or deny Environmental Defense's petition to list diesel exhaust as a HAP no later than 11 August 2010 and a final determination by 11 May 2011.

Environmental Defense sued EPA in 2003 because the agency failed to finalize new source performance standards for stationary diesel engines after proposing such standards in 1979 (44 Fed. Reg. 43,152; 34 ER 1820, 8/15/03). EPA reached an agreement with the group in which it said it would grant or deny the petition to list diesel exhaust as a HAP by 12 June 2006.

EPA will accept comments on the proposed changes to the consent decree until 29 November 2007.

1.4.4 California Issues Legislation on Vapor Intrusion at Contaminated Sites

On 13 October 2007, California Governor Arnold Schwarzenegger signed A.B. 422, which updates the California Superfund Act requiring risk assessments for reuse of contaminated property to also consider vapor intrusion into existing or proposed structures at the site to protect indoor air quality.

Vapor intrusion occurs when VOCs migrate from soils into buildings through cracks in slabs, trenches, openings around pipes, and other gaps. As a result, indoor concentrations of VOCs can exceed health standards.

Additional information regarding A.B. 422 is available on the California Legislative Information website at: http://www.leginfo.ca.gov/cgi-bin/postquery?bill_number=ab_422&sess=CUR&house=B&author=hancock.

1.5 Clean Air Act Working Group Updates

1.5.1 Clean Air Act Working Group Telecons for 2007

The CAAWG will hold telecons on the following Wednesdays in 2007 at 2 p.m. ET, 1 p.m. CT, 12 p.m. MT, and 11 a.m. PT:

- 14 November 2007
- 19 December 2007

2.0 State Regulatory Reviews

The following sections provide details of the regulatory actions reviewed for states in which NASA facilities are located.

2.1 Alabama State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Alabama.

2.2 California State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in California. Citations of the [CRNR](#) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (.pdf) file format.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA-2007-126	Air	10/23/2007	72 FR 59947	Final Rule-Consistency Update	<p>U.S. Environmental Protection Agency</p> <p>Outer Continental Shelf Air Regulations; Consistency Update for California</p> <p>Finalizes the updates of the OCS Air Regulations previously proposed in the FR (on 3/23/2006, 8/18/2006, and 5/31/2007). Requirements applying to OCS sources located within 25 miles of states' seaward boundaries must be updated periodically to remain consistent with the requirements of the COA. The portions of the OCS air regulations that are being updated pertain to the requirements for OCS sources for which the Ventura County Air Pollution Control District is the designated COA. The intended effect of approving the requirements contained in "Ventura County Air Pollution Control District Requirements Applicable to OCS Sources" (09/2007) is to regulate emissions from OCS sources in accordance with the requirements onshore. Effective 11/23/2007.</p>	
CA-2007-127	Air Toxics Non-cancer Risk Assessment	11/02/2007	CRNR 2007. 44z. p. 1856	Notice	<p>Office of Environmental Health Hazard Assessment; California Environmental Protection Agency</p> <p>Air Toxics Hot Spots Program--Proposed Revisions to the Technical Support Document for Non-cancer Risk Assessment.</p> <p>Announces the availability of and response to comments on the subject document.</p>	
CA-2007-128	Alternative Fuels Liquefied Natural Gas	10/26/2007	CRNR 2007. 43z. p. 1813	Notice Proposed Regulatory Action	<p>Department of California Highway Patrol</p> <p>Liquefied Natural Gas Fuel Systems [13 CCR 935]</p> <p>Proposes to authorize the CHP to adopt regulations establishing standards and specifications for fuel containers and fuel systems on vehicles using liquefied natural gas. The notice, initial statement of reason, and proposal text are online. Comments are due 12/10/2007 at 5 p.m.</p>	
CA-2007-129	Ballast Water Discharge Performance Standards	10/26/2007	CRNR 2007. 43z. p. 1834	Notice Interim Standards	<p>State Lands Commission</p> <p>Performance Standards (Ballast Water Discharge) for Vessels in California [2 CCR 2291-6]</p> <p>Establishes interim standards and a timetable for implementation that begins in 01/2009 and is phased-in through 01/2016. The text and initial and final statements of reason are online. Effective 1/01/2008.</p>	
CA-2007-130	California Wildfires Motor Vehicles	10/25/2007	71 FR 61652	Notice of Federal Management Regulation	<p>General Services Administration</p> <p>Premium Fuel Purchases for Government Owned and Leased Vehicles Due to Market Shortages in Parts of California Affected by Wildfires</p> <p>Provides a deviation for executive agencies to purchase premium fuel for government owned and leased vehicles when lower grade fuels are not available due to market shortages in the parts of California affected by wildfires. This bulletin is located at gsa.gov/bulletin. Effective 10/24/2007 until 1/24/2008, unless extended or rescinded by GSA.</p>	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA-2007-131	California Wildfires Travel	10/25/2007	72 FR 61652	Notice of Federal Travel Regulation	General Services Administration Temporarily waives certain provisions of the FTR governing the authorization of actual subsistence expenses for official travel (both TDY and relocation) because of the Emergency Declaration signed by the President on 10/23/2007, in response to wildfires in parts of California. It is expected that finding lodging facilities and/or adequate meals in the affected areas may be difficult, and distances involved may be great, resulting in increased costs for per diem expenses. Effective 10/24/2007 until 1/24/2008, unless extended or rescinded by GSA. This bulletin is located at gsa.gov/bulletin .	
CA-2007-132	Clean Air Vehicle Stickers	10/26/2007	CRNR 2007, 43z, p. 1815	Notice Proposed Action	Department of California Highway Patrol Clean Air Vehicle Sticker Replacements [13 CCR 156.01] Proposed regulation addresses ownership transfers and replacement requests for clean air vehicle stickers allowing HOV use for applicable hybrid vehicles. The notice, initial statement of reasons, and proposed text are online. Comments are due at 5 p.m. on 12/10/2007.	
CA-2007-133	Dredging and Disposal	11/02/2007	CRNR 2007, 44z, p. 18547	Proposed Rule	San Francisco Bay Conservation and Development Commission Dredging and Dredged Disposal Projects that can be Authorized Administratively Proposes to amend Commission Regulation Section 10602, which specifies the types of dredging and disposal projects the Executive Director can authorize administratively, and Commission Regulation. Also proposes to amend Commission Regulation Section 10800.	
CA-2007-134	Endangered Species	11/02/2007	CRNR 2007, 44z, p. 1856	Notice of Findings	Fish and Game Commission Removal of the American Peregrine Falcon Accepts for consideration the petition submitted to remove the American Peregrine Falcon from the Endangered Species List.	
CA-2007-135	GHGs Emissions Performance Standard	10/26/2007	CRNR 2007, 43z, p. 1831	Notice Proposed Rulemaking	California Energy Commission Greenhouse Gases Emission Performance Standard [20 CCR 2900-13] The rulemaking will consider establishing a GHG emission performance standard for baseload generation facilities, a process for calculating the emissions of GHGs from baseload facilities and enforcing the standard, and a process for reevaluating and revising as necessary the GHG emission performance standard. The proceeding information is online. Effective 11/08/2007.	
CA-2007-136	Occupational Safety Employee Dust Exposure from Concrete and Masonry	10/26/2007	CRNR 2007, 43z, p. 1795	Notice Hearing	Occupational Safety and Health Standards Board Construction Safety Orders [8 CCR 1530.1] Announces a hearing to discuss how concrete and masonry employers can achieve compliance with the requirement to use engineering controls to the extent feasible to comply with applicable silica dust PELs. The Notice, proposed regulation, and initial statement of reasons are online. A public hearing is scheduled for 12/13/2007 in Sacramento, California. Comments are due at 5 p.m. on 12/13/2007.	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA-2007-137	Spill Prevention and Response	10/26/2007	CRNR 2007.43z, p. 1833	Notice Emergency Regulatory Action	Office of Spill Prevention and Response Definitions—Contracting Specifications [14 CCR 815.05] This emergency regulatory action allows plan holders to give at least 12 hours advance notice to OSROs of their intent to enter non-high-volume ports to meet the 0- to 12-hour shoreline protection requirements. Effective 10/12/2007.	

2.3 Florida State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Florida.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL-2007-118	Air Greenhouse Gases	11/02/2007	FAW Notice #4743511	Notice Rule Development Workshop	Chapter 62–FDEP 285–Greenhouse Gas Emissions Reduction 300–Electric Utility Greenhouse Gas Reduction Program Proposed rule development would involve capping GHG emissions from the electric utility sector. FDEP proposes to: <ul style="list-style-type: none"> Create new rule Chapter 62-285, F.A.C., Greenhouse Gas Emissions Reduction Develop new Rule 62-285.300, F.A.C., Electric Utility Greenhouse Gas Reduction Program A workshop is scheduled for 12/05/2007 at 9:00 a.m. at FDEP, Tallahassee, Florida.	
FL-2007-119	Air Greenhouse Gases	11/02/2007	FAW Notice #4747100	Notice Rule Development Workshop	Chapter 62–FDEP 285–Greenhouse Gas Emissions Reduction 400–Adoption of California Motor Vehicle Emissions Standards Proposed rule development would involve adopting the California emissions standards for new motor vehicles. FDEP proposes to: <ul style="list-style-type: none"> Create new rule Chapter 62-285, F.A.C., Greenhouse Gas Emissions Reduction Develop new rule Chapter 62-285.400, F.A.C., Adoption of California Motor Vehicle Emissions Standards If finalized, new motor vehicles sold in the state would be required to meet the California emissions standards. A workshop is scheduled for 12/05/2007 at 1:00 p.m. at FDEP, Tallahassee, Florida.	
FL-2007-120	Air Greenhouse Gases	11/02/2007	FAW Notice #4747973	Notice Rule Development Workshop	Chapter 62–FDEP 285–Greenhouse Gas Emissions Reduction 420–Heavy-duty Vehicle Idling Reduction Proposed rule development would involve adopting measures to reduce long-duration diesel engine idling. FDEP proposes to: <ul style="list-style-type: none"> Create new rule Chapter 62-285, F.A.C., Greenhouse Gas Emissions Reduction Develop new Rule 62-285.420, F.A.C., Heavy-duty Vehicle Idling Reduction The workshop is scheduled for 12/05/2007 at 3:00 p.m. at FDEP, Tallahassee, Florida.	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL-2007-121	Air Stationary Sources	11/02/2007	FAW Notice #4720813	Notice Proposed Rule Hearing	Chapter 62–FDEP 296–Stationary Sources–Emission Standards 341–Regional Haze–Reasonable Progress The purpose of this hearing is to consider proposed amendments to Rule Chapter 62-296, F.A.C. The proposed new rule section addresses air permitting and control technology requirements for sources subject to the reasonable progress portion of the EPA's regional haze regulations. The hearing is scheduled for 12/04/2007 at 9:00 a.m. at FDEP, Tallahassee, Florida.	
FL-2007-122	Air Stationary Sources	11/02/2007	FAW Notice #4741571	Notice Rule Development Workshop	Chapter 62–FDEP 210–Stationary Sources–General Requirements Proposed rule development would update the Annual Operating Report form and instructions (DEP Form No. 62-210.900(5)) to include the emissions computation and reporting requirements of Rule 62-210.370 F.A.C., and to modify other air emissions reporting procedures on the form. A workshop is scheduled for 11/20/2007 at 10:00 a.m. at FDEP, Tallahassee, Florida.	KSC should be aware of the proposed rule modifications.
FL-2007-123	Environmental Resource Permits	11/02/2007	FAW Notice #4676581	Notice Rule Development Workshop	Chapter 62–FDEP 341–Noticed General Environmental Resource Permits Chapter 62-341, F.A.C., may be amended to revise existing noticed general permits and add new noticed general permits that are issued by FDEP under the environmental resource permit program in Part IV of Chapter 373, F.S. A workshop is scheduled for 12/03/2007 at 9:00 a.m. at FDEP, Tallahassee, Florida.	
FL-2007-124	SRJWMD	10/26/2007	FAW Notice #4753405	Notice Meeting	Chapter 40C–SJRWMD Projects and Land Committee Business Meeting Agenda items will be discussed, followed by committee recommendations to be approved by the full Governing Board. The meeting is scheduled for 11/08/2007 at 6:00 p.m. at Headquarters, Palatka, Florida. A tour of the St. John's River from Vero Beach to Mayport, Florida, will take place 11/07/2007 at 7:00 a.m. through 11/09/2007.	
FL-2007-125	SRJWMD	10/26/2007	FAW Notice #4783669	Notice Meeting	Chapter 40C–St. John's River Water Management District A meeting to discuss amendments to Chapter 40-2, F.A.C., and the Applicant's Handbook: Consumptive Uses of Water regarding the Central Florida Coordination Area, is scheduled for 11/13/2007, following the Governing Board meeting which begins at 1:00 p.m., at Headquarters, Palatka, Florida.	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL-2007-126	SJRWMD Water Permitting	11/02/2007	FAW Notice #4804524	Notice Meeting	Chapter 40C—St. John's River Water Management District 2—Permitting of Consumptive Uses of Water The adopted proposed interim rules include a balanced regulatory approach for protecting the public interest against excessive stress on the water resources of the Central Florida Coordination Area. This rule will provide for allocations of available groundwater and expeditious development of supplemental water supply projects to avoid the adverse effects of competition, as well as harm to the water resources. A meeting is scheduled for 11/13/2007, following the Governing Board meeting which begins at 1:00 p.m., at Headquarters, Palatka, Florida.	
FL-2007-127	Water Ocean Resources	11/02/2007	FAW Notice #4804621	Notice Meeting	Chapter 62—Florida Oceans and Coastal Resources Council The purpose of the meeting is to further the Council's duties under the Oceans and Coastal Resources Act, including work on the FY 2008-2009 Annual Science Research Plan. The meeting will be devoted to hearing public input and recommendations to help guide development of the new Research Plan. The meeting is scheduled for 11/14/2007 at 8:30 a.m. and 11/15/2007 at 8:30 a.m. at Harbor Branch Oceanographic Institute, Fort Pierce, Florida.	
FL-2007-128	Water Resources Monitoring	10/26/2007	FAW Notice #4765724	Notice Meeting	Chapter 62—Florida Water Resources Monitoring Council Announces a public meeting to discuss the coordination and standardization of monitoring in Florida waters and to establish metadata standards for research and monitoring data. This meeting is scheduled for 11/07/2007 at 1:00 p.m. to 6 p.m. and 11/08/2007 at 8:00 a.m. to 4 p.m. at the Douglas Building, Tallahassee, Florida.	

2.4 Hawaii State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Hawaii.

2.5 Louisiana State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Louisiana.

2.6 Maryland State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Maryland.

2.7 Mississippi State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Mississippi.

2.8 New Mexico State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in New Mexico.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
NM-2007-23	Petroleum Storage Tanks	10/31/2007	NM Register Vol. XVIII, p. 934	Notice	<p>New Mexico Environmental Improvement Board</p> <p>20.5 NMAC Petroleum Storage Tanks</p> <p>Announces a public hearing to discuss revisions to the New Mexico Petroleum Storage Tanks regulations as follow:</p> <ul style="list-style-type: none"> Proposal to revise to: <ul style="list-style-type: none"> 20.5.1 NMAC—General Provisions 20.5.2 NMAC—Registration of Tanks 20.5.3 NMAC—Annual Fee 20.5.4 NMAC—New and Upgraded Storage Tank Systems: Design, Construction and Installation 20.5.5 NMAC—General Operating Requirements 20.5.6 NMAC—Release Detection 20.5.8 NMAC—Out-of-Service Systems and Closure 20.5.14 NMAC—Certification of Tank Installers <p>The hearing will be held on 01/07/2008 and 01/08/2008 at the Wendell Chino Building of the New Mexico Energy, Minerals, and Natural Resources Department in Santa Fe, New Mexico.</p> <p>The proposed revisions to the New Mexico Petroleum Storage Tanks regulations would conform the regulations to the federal Energy Policy Act of 2005.</p>	WSTF should be aware of the proposed revisions.

2.9 Ohio State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Ohio.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
OH-2007-77	Air Emission Reporting	10/31/2007	Public Notice	Draft Rule	<p>Division of Air Pollution Control, OEPA</p> <p>Emission Reporting Rules [OAC 3745-24 & 3745-78]</p> <p>Proposes to extend the filing deadline for fee emission reports and emissions statements during the calendar year 2008. This change is necessary due to implementation of a new electronic reporting system in development by DAPC. See rule synopsis. Comments are due 11/15/07.</p>	NASA facilities should consider reviewing for applicability

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
OH-2007-78	Air NOx	10/23/2007	Notice	Proposed Rule	Division of Air Pollution Control, OEPA NOx-Reasonably Available Control Technology Rules [OAC 3745-110] Refiling of new rules in OAC Chapter 3745-110, "Nitrogen Oxides-Reasonably Available Control Technology," relating to the control of emissions of NOx from stationary combustion sources such as boilers, combustion turbines, and stationary internal combustion engines. The primary purpose of this rulemaking is to implement the EPA 8-hour ozone standard (70 FR 71612) for subpart 2 "moderate" non-attainment areas. Please review the synopsis and responsive summary to comments for details regarding changes made to the proposed rule language. These rules will become effective at a future date. Please watch this website for future developments.	NASA facilities should consider reviewing for applicability
OH-2007-79	Waste Hazardous Waste	10/29/2007	72 FR 61063	Final Rule	U.S. Environmental Protection Agency Ohio: Final Authorization of State Hazardous Waste Management Program Revision [40 CFR Part 271] Authorizes changes to Ohio's hazardous waste program under RCRA. Effective 10/29/2007.	
OH-2007-80	Water Storm Water	10/22/2007	Public Notice	Final Rule	Division of Surface Water, OEPA Final Storm Water Rule (NPDES requirements for industries, and large and medium MS4s) [OAC 3745-39-04] . Adopts a new rule addressing federal storm water rules (commonly referred to as the Phase I rules). This action adds rule -04 to Chapter 3745-39 , which addresses discharges from large and medium MS4s and industries (including construction sites). The new rule includes the recent change in federal law that narrowed the scope of the construction storm water program as it pertains to oil and gas operations. Effective 11/01/2007.	NASA facilities should consider reviewing for applicability

2.10 Texas State Regulatory Reviews

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Texas. Citations of the *Texas Register* are linked within the text to the corresponding entry in the version of the *Texas Register* published in HTML file format. Current and historical versions of the *Texas Register* in HTML and Adobe Acrobat (.pdf) file format can be downloaded from the [Texas Register section of the Texas Secretary of State website](#).

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
TX-2007-52	LP-Gas Safety	10/26/2007	32 TexReg 7583	Proposed Rules	<p>Railroad Commission of Texas</p> <p>LP-Gas Safety Rules [16 TAC Chapter 9]</p> <p>Proposes changes to LP-Gas Safety Rules. Highlights of the proposed changes include the following:</p> <ul style="list-style-type: none"> ▪ New definition for "leak grades" to classify LP-gas leaks based on the danger posed to life and property ▪ New definition for "self-service dispenser" used by ultimate consumers or licensees ▪ Add pumps, compressors, and meters to the list of equipment in the definition of "transfer system" ▪ Broaden the definition of "ultimate consumer" to include business and governmental entities ▪ Require the Safety Division to formulate a plan or program for the periodic evaluation of LP-gas facilities ▪ Eliminate the tagging requirements for containers or installations ▪ Require posting of contact information at certain outlets ▪ New requirements for warning tags when selling, installing, or servicing LP-Gas systems ▪ Specifies action criteria for responding to leaks ▪ Clarifies wording to require pressure tests to be performed by an LP-gas licensee or a registered master or journeyman plumber ▪ Clarifies that an individual filling a container or cylinder must examine the container or cylinder for obvious defects before filling it ▪ Changes in requirements for fencing LP-gas facilities ▪ Specific clearance requirement between a bulkhead and guard post to protect piping and transfer equipment against damage from vehicular traffic ▪ Specifies signage requirements for certain outlets ▪ Requirements for guard post and cylinder storage racks ▪ Requirements for self-service dispensers ▪ Requirements for certain equipment, including deadlines for certain equipment to be replaced <p>Comments are due 11/26/2007.</p>	
TX-2007-53	LP-Gas Safety	11/02/2007	32 TexReg 7825	Proposed Rules	<p>Railroad Commission of Texas</p> <p>LP-Gas Safety Rules [16 TAC Chapter 9]</p> <p>Amendments to update and clarify certain LP-gas training and continuing education requirements.</p>	

2.11 Virginia State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Virginia. Citations of the [Virginia Register](#) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (.pdf) file format.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
VA-2007-43	Waste Recycling	10/29/2007	24:3 Va.R. 480-493	Final Rule	Waste Control Board Solid Waste Planning and Recycling Regulations [9 VAC 20-30] Amendments revise minimum recycling rates; eliminates the requirement for the DEQ to approve minor plan amendments; and eliminates a duplicative revision on the waste information assessment program. Effective 11/28/2007.	